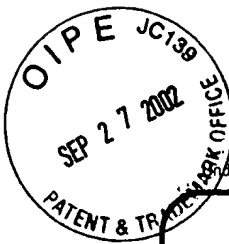


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<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	Application	09/806,709	
	Filing Date		
	First Named	Sheena M. Loosmore	
	Group Art Unit		
	Examiner Name		
Total Number of Pages in This Submission	131	Attorney Docket Number	1038-1138 MIS:jb

ENCLOSURES (check all that apply)		
<input type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Assignment Papers (for an Application)	<input type="checkbox"/> After Allowance Communication to Group
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Michael I. Stewart (Reg. No. 24,973)
Signature	
Date	September 26, 2002

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I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this date: <input type="text"/>	
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# Sim & McBurney

Patent and Trade Mark Agents



330 University Avenue  
6th floor  
Toronto, Canada  
M5G 1R7

Telephone (416) 595-1155  
Fax (416) 595-1163

MICHAEL I. STEWART  
ROGER T. HUGHES, Q.C.  
TONI POLSON ASHTON  
JOHN H. WOODLEY  
KENNETH D. MCKAY  
TIMOTHY M. LOWMAN  
STEPHEN M. LANE  
ARTHUR B. RENAUD  
STEPHEN J. PERRY  
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LOLA A. BARTOSZEWICZ

THOMAS T. RIEDER  
LESLEY M. MORRISON  
GEOFFREY B.C. DE KLEINE

SENIOR CONSULTANT  
PETER W. MCBURNEY

TECHNICAL ASSISTANTS  
KIMBERLY A. MCMANUS, Ph.D.  
KAMLEH J. NICOLA, B. Sc. LL.B.  
WENDY M. NOSS, B.A., LL.B.  
COBY A.B. SCHNEIDER, B.A., LL.B.  
MATTHEW D. POWELL, P. ENG.  
MICHAEL S. COLUCCI, Ph.D.  
ANDREW R.O. JONES, B.A., LL.B.

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September 26, 2002

**Via Courier**

The Commissioner of Patents  
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Washington, DC 20231  
U.S.A.


Dear Sir:

**RE: US Patent Application No. 09/806,709  
Sheena M. Loosmore et al.  
PROTECTIVE RECOMBINANT HAEMOPHILUS INFLUENZAE  
HIGH MOLECULAR WEIGHT PROTEINS**

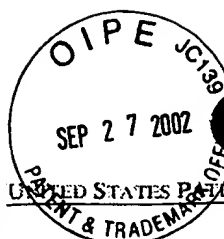
In response to the Notification of Defective Response, submitted  
herewith are:

1. Sequence Listing in computer-readable and hard-copy forms. It is hereby stated under the signature of the undersigned that the computer-readable and hard-copy forms of the Sequence Listing are the same and involve no new matter
2. Voluntary amendment directing entry of the Sequence Listing into the specification
3. Copy of Notice

Yours very truly,

  
Michael I. Stewart  
Reg. No. 24,973

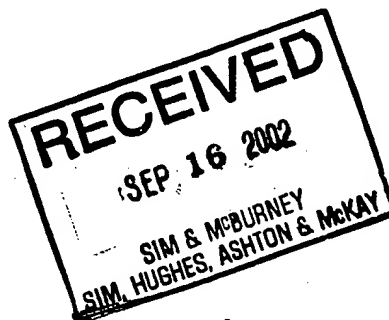
M.I. Stewart/jb  
Enclosure(s)



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U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
09/806,709	Sheena M Loosmore	1038-1138 MIS:jb

 24223  
 SIM & MCBURNEY  
 330 UNIVERSITY AVENUE  
 6TH FLOOR  
 TORONTO, ON M5G 1R7  
 CANADA


INTERNATIONAL APPLICATION NO.	
PCT/CA99/00938	
LA. FILING DATE	PRIORITY DATE
10/07/1999	

 CONFIRMATION NO. 5961  
 371 FORMALITIES LETTER


\*OC00000008379337\*

Date Mailed: 09/03/2002

### NOTIFICATION OF DEFECTIVE RESPONSE

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated Office (37 CFR 1.494):

- U.S. Basic National Fee
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

**Applicant is required to complete the response within a time limit of ONE MONTH from the date of this Notification or within the time remaining in the response set forth in the Notification of Missing Requirements, whichever is the longer. No extension of this time limit may be granted under 37 CFR 1.136, but the period for response set in the Notification of Missing Requirements may be extended under 37 CFR 1.136(a).**

The following items **MUST** be furnished within the period set forth below:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):
  - This application does not contain a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c).
  - A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).
  - APPLICANT MUST PROVIDE:
    - An initial or substitute computer readable form (CRF) of the "Sequence Listing."
    - An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.

- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:

- For Rules Interpretation, call (703) 308-4216
- To Purchase PatentIn Software, call (703) 306-2600
- For PatentIn Software Program Help, call (703) 306-4119 or e-mail at [patin21help@uspto.gov](mailto:patin21help@uspto.gov) or [patin3help@uspto.gov](mailto:patin3help@uspto.gov)

- This application does not contain a "Sequence Listing" as a separate part of the disclosure on paper copy or compact disc, as required by 37 CFR 1.821(c).
- A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 CFR 1.821(e).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

FRANCINE YOUNG

Telephone: (703) 305-3662

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U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/806,709	PCT/CA99/00938	1038-1138 MIS:jb

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